

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS, CALLING A BOND ELECTION TO BE HELD WITHIN THE CITY, ON SEPTEMBER 11, 2004; MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION AND OTHER PROVISIONS INCIDENT AND RELATED TO THE PURPOSE OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE**

THE STATE OF TEXAS     §  
COUNTY OF EL PASO     §  
CITY OF EL PASO       §

WHEREAS, the City Council of the City of El Paso, Texas (the "City") has determined that an election should be called and held in the City for the purpose of submitting certain propositions for the issuance of general obligation bonds of the City for the purposes stated in the listed propositions; and

WHEREAS, the City Council finds and declares that it is in the public interest that said election be held on September 11, 2004, a uniform election date as provided in the Texas Election Code, as amended; and

WHEREAS, pursuant to Section 3.9 of the City Charter, this Ordinance was introduced at the City Council meeting held on June 22, 2004, and a "Notice of Introduction of Ordinance" was published on June \_\_, 2004 in a newspaper of general circulation in the City, which notice summarized this Ordinance as introduced and gave notice of the time, date, and place of a public hearing to be held prior to the passage of this Ordinance; and

WHEREAS, the City Council finds and declares that the meeting at which this Ordinance is considered is open to the public as required by law, and that public notice of the time, place and purpose of said meeting was given as required by Chapter 551, Texas Government Code, as amended; therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS:**

1. The statements contained in the preamble of this Ordinance are true and correct and are hereby adopted as findings of fact and act part of the operative provisions hereof.

2. That pursuant to Chapter 1251, Texas Government Code, as amended, and the Texas Election Code, as amended (the "Code"), an election (the "Election") shall be held in and throughout the City of El Paso, Texas, on September 11, which date is not less than sixty-two (62) nor more than ninety (90) days from the date of this Ordinance and the City Council hereby finds and declares it to be in the public interest that said Election be held on a uniform election date. At said Election, the following propositions ("Propositions") shall be submitted to the qualified voters of the City:

PROPOSITION NO. 1

“Shall the City Council of the City of El Paso, Texas be authorized to issue general obligation bonds of said City in the aggregate principal amount of \$\_\_\_\_\_ for \_\_\_\_\_ arena said bonds to mature serially over a period of not to exceed forty (40) years from their date, to be issued in such installments and sold at any price or prices and to bear interest at any rate or rates as shall be determined within the discretion of the City Council under laws in effect at the time of issuance, and to provide for the payment of the principal of and interest on said bonds by levying a tax sufficient to pay the annual interest on and to create a sinking fund sufficient to redeem said bonds as they become due?”

3. (a) Voting of the Election, and early voting therefore, shall be by the use of lawfully approved voting systems and ballots.

(b) The preparation of the necessary equipment and the official ballots for Election shall conform to the requirements of the Code so as to permit the electors to vote “FOR” or “AGAINST” the aforesaid Propositions which shall be set forth on the ballots substantially in the following form:

PROPOSITION NO. 1

THE ISSUANCE OF \$\_\_\_\_\_ GENERAL  
OBLIGATION BONDS FOR \_\_\_\_\_ ARENA AND THE  
LEVY OF A TAX IN PAYMENT THEREOF

4. That all resident, qualified voters of the City shall be entitled to vote at the Election. The holding of the Election shall be in compliance with the Code, except as modified by other applicable provisions of law.

5. The polling places for the Election shall be open from 7:00 a.m. until 7:00 p.m. on the Election day.

6. The election precincts and voting places of the Election shall be as set forth in Exhibit A hereto, which exhibit shall be incorporated herein for all purposes.

7. (a) Early voting shall be conducted by Ms. Richarda Duffy Momsen, City Clerk, as Early Voting Clerk and the Elections Administrator, Ms. Helen Jamison, is appointed Deputy Clerk of early voting. Early voting by personal appearance for all election precincts shall be held at the locations, at the times and on the days set forth in Exhibit B.

(b) Applications for early voting by mail shall be submitted to the Early Voting Clerk no earlier than July 13, 2004 and no later than the close of business on September 3, 2004, at the following address:

Helen Jamison  
Deputy Early Voting Clerk  
500 E. San Antonio, Room 402  
El Paso, Texas 79901

8. The Office of the Elections Administrator, Lower Level of Courthouse, 500 E. San Antonio Avenue, El Paso, Texas 79901, is hereby established as the Central Counting Station to receive and tabulate votes and ballots for said election.

9. The following persons are hereby authorized and approved as Central Counting Station Officials:

Manager:	Helen Jamison
Presiding Judge:	Alva Ruvalcaba
Tabulating Supervisor:	Javier Chacon

10. That notice of the Election shall be given by posting a substantial copy of this Ordinance in both English and Spanish at the City Hall and at three other public places in the City not less than twenty-one (21) days prior to the date of the Election and by publishing said notice in English and Spanish on the same day in each of two (2) successive weeks in a newspaper of general circulation published in the City, the date of the first publication to be not more than thirty (30) days nor less than fourteen (14) days prior to the date set for the Election.

11. The Mayor and the City Clerk of the City, in consultation with the City Attorney and bond counsel are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code and the Federal Voting Rights Act in carrying out and conducting the election, whether or not expressly authorized herein.

PASSED, APPROVED AND EFFECTIVE this 7<sup>th</sup> day of July 2004.

***SPECIAL ELECTION***

***SEPTEMBER 11, 2004***

***ELECTION OFFICIALS  
RECOMMENDED PERSONNEL***

***Central Counting Station Manager.....Helen Jamison***

***Central Counting Station Judge..... Veronica Roman***

***Early Voting Ballot Board Chairman ..... Rosa O'Keefe***

***Tabulating Supervisor .....Javier Chacon***

***September 3, 2004 is the last day to receive a request for a ballot by mail.***

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Joe Wardy  
Mayor, City of El Paso, Texas

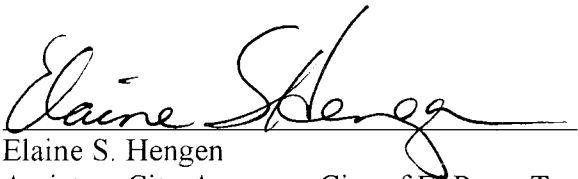
ATTEST:

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Richarda Duffy Momsen  
City Clerk, City of El Paso, Texas

[SEAL]

APPROVED AS TO FORM:



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Elaine S. Hengen  
Assistant City Attorney, City of El Paso, Texas

**EXHIBIT A**

**ELECTION PRECINCTS AND VOTING PLACES**

<b><u>COUNTY</u></b>	<b><u>PCT. NO.</u></b>	<b><u>VOTING PLACE</u></b>	<b><u>ADDRESS</u></b>
	2	Vinton Village Hall	436 Vinton Rd.
	5	Fire Station #2	111 E. Borderland Rd.
	6	Tennis West	1 Tennis West Ln.
	7	Lincoln Middle School	500 Mulberry Ave.
	8	Fire Station #15	115 Shorty Ln.
	9	Zach White Elementary School	4256 Roxbury Dr.
	10	Roberts Elementary School	341 Thorn Ave.
	11	Olga Kohlberg Elementary School	1445 Nardo Goodman Dr.
	12	Dr. M. D. Hornedo Middle School	825 Redd Rd.
	13	Fire Station #27	6767 Ojo De Agua Dr.
	14	Rosa Guerrero Elementary School	7530 Lakehurst R.
	15	Franklin High School	900 N. Resler Dr.
	16	Monte Vista Retirement Center	1575 Belvidere St.
	17	White Acres Good Samaritan Village	7304 Good Samaritan Ct.
	18	Polk Elementary School	940 Belvidere St.
	19	Peace Lutheran Church	5890 Via Cuesta Dr.
	20	Fire Station #22	6500 N. Mesa St.
	21	Carlos Rivera Elementary School	6445 Escondido Dr.
	22	Western Hills U. M. Church	524 Thunderbird Dr.
	23	Dr. Green Elementary School	5430 Buckley Dr.
	24	Putnam Elementary School	6508 Fiesta Dr.
	25	Putnam Elementary School	6508 Fiesta Dr.
	26	Zach White Elementary School	4256 Roxbury Dr.
	27	Polly Harris Senior Citizen Center	650 Wallenberg Dr.
	28	Polly Harris Senior Citizen Center	650 Walenberg Dr.
	29	L. B. J. Elementary School	4909 Cabaret Dr.
	30	Mesita Elementary School	500 Alethea Park Dr.
	31	Mesita Elementary School	500 Alethea Park Dr.
	32	Mesita Elementary School	500 Alethea Park Dr.
	33	El Paso Tennis Club	2510 N. St. Vrain St.
	34	Vilas Elementary School	220 Lawton Dr.
	35	Father Pinto Complex	1001 S. Ochoa St.
	36	Fire Station #3	721 E. Rio Grande Ave.
	37	Sun Plaza Housing	1221 E. San Antonio Ave.
	38	Lamar Elementary School	1440 E. Cliff Dr.
	39	Career & Technology Center	1170 Walnut St.
	40	Beall Elementary School	320 S. Piedras St.
	41	Dr. Nixon Elementary School	11141 Loma Roja Dr.
	42	Bradley Elementary School	5330 Sweetwater Dr.

43	Bradley Elementary School	5330 Sweetwater Dr.
44	H. E Charles Middle School	4909 Trojan Dr.
45	Fannin Elementary School	5425 Salem Dr.
46	Desertaire Elementary School	6301 Tiger Eye Dr.
47	Desertaire Elementary School	6301 Tiger Eye Dr.
48	El Paso Korean U.M.C.	4925 Fairbanks Dr.
49	Collins Elementary School	4860 Tropicana Ave.
50	Newman Elementary School	10275 Alcan St.
51	Parkland High School	5923 Quail Ave.
52	Whitaker Elementary School	4700 Rutherford Dr.
53	Dowell Elementary School	5249 Bastille Ave.
54	Fire Station #23	5315 Threadgill Ave.
55	Dolphin Terrace Elementary School	9790 Pickerel Dr.
56	Crosby Elementary School	5411 Wren Ln.
57	Fire Station #16	3828 Hercules Ave.
58	Park Elementary School	3601 Edgar Park R.
59	Wainwright Elementary School	4500 Lawrence Ave.
60	Magoffin Middle School	4931 Hercules Ave.
61	Stanton Elementary School	5414 Hondo Pass Dr.
62	Logan Elementary School	3200 Ellenthrope Ave.
63	Burnet Elementary School	3700 Thomason Ave.
64	Travis Elementary School	5000 N. Stevens St.
65	Kathy White Housing Complex	2500 Mobile Ave.
66	Sacramento Senior Citizen Center	3134 Jefferson Ave.
67	Fire Station # 12	3801 Fort Blvd.
68	EMS Station #5	2201 N. Piedras St.
69	Memorial Park Senior Citizen Center	1800 Byron St.
70	Austin High School	3500 Memphis Ave.
71	Coldwell Intermediate School	4101 Altura Ave.
72	Fire Station #7	3200 Pershing Dr.
73	New Life Church	4700 Leeds St.
74	Fire Station #13	5415 Trowbridge Dr.
75	Fire Station #13	5415 Trowbridge Dr.
76	Chelsea Plaza Housing	600 Chelsea St.
77	Fire Station #5	4240 Alameda Ave.
78	Burleson Elementary School	4400 Blanco Ave.
79	San Juan Recreation Center	701 N. Glenwood Ave.
80	Hawkins Elementary School	5816 Stephenson Ave.
81	Henderson Middle School	5505 Robert Alva Ave.
82	Clardy Elementary School	5508 Delta St.
83	Fire Station #14	6300 Delta St.
85	Bonham Elementary School	7024 Cielo Vista Dr.
87	Bonham Elementary School	7024 Cielo Vista Dr.
88	Fire Station j#20	8301 Edgemere Blvd.
89	Mac Arthur Elementary School	8101 Whitus Dr.
90	Cielo Vista Park Elementary School	9000 Basil Ct.

91	Scotsdale Elementary School	2901 McRae Blvd.
92	Edgemere Elementary School	10300 Edgemere Blvd.
93	Scotsdale Baptist Church	10015 Lockerbie Ln.
94	Eastpoint Elementary School	2400 Zanzibar St.
95	Fire Station #19	2405 McRae Blvd.
96	Eastwood Heights Elementary School	10530 Janway Dr.
97	Pebble Hills Elementary School	11145 Edgemere Blvd.
98	Pebble Hills Elementary School	11145 Edgemere Blvd.
99	Fire Station #25	10834 Ivanhoe Dr.
100	Montwood Mall	2200 Yarbrough Dr.
101	Vista Hills Elementary School	10801 La Subida Dr.
102	Fire Station #24	1498 Lomaland Dr.
103	Indian Ridge Middle School	11201 Pebble Hills Blvd.
104	Glen Cove Elementary School	10955 Sam Snead Dr.
105	Hanks High School	2001 Lee Trevino Dr.
106	Tierra Del Sol Elementary School	1832 Tommy Aaron Dr.
107	Desert View Middle School	1641 Billie Marie Dr.
108	Vista Ysleta United Methodist Church	11860 Rojas Dr.
109	Jane Hambric Elementary School	3535 Nolan Richardson Dr.
110	Word of Life Church	11675 Pratt Dr.
111	Lujan Chavez Elementary School	2200 Sun Country Dr.
112	Benito Martinez Elementary School	2640 Robert Wynn Dr.
113	Benito Martinez Elementary School	2640 Robert Wynn Dr.
114	Helen Ball Elementary School	1950 Firehouse Dr.
115	Irving Schwartz Public Library	1865 Dean Martin Dr.
116	Montwood High School	12000 Montwood Dr.
117	Vista Del Sol Elementary School	11851 Vista Del Sol Dr.
118	Myrtle Cooper Elementary School	1515 Rebecca Ann Dr.
119	Sierra Vista Elementary School	1501 Bob Hope Dr.
120	Americas High School	12101 Pellicano Dr.
121	Ramona Elementary School	351 Nichols Rd.
122	Del Norte Heights Elementary School	1800 Winslow Rd.
123	Ramona Elementary School	351 Nichols Rd.
124	Ascarate Elementary School	7090 Alameda Ave.
125	Cedar Grove Elementary School	218 Barker Rd.
126	Ranchland Hills Middle School	7615 Yuma Dr.
127	Hacienda Heights Elementary School	7530 Acapulco Ave.
128	Mesa Vista Elementary School	8032 Alamo Ave.
129	Northloop Elementary School	412 Emerson St.
130	Fire Station #18	7901 San Jose Rd.
131	Riverside High School	301 Midway Dr.
132	Thomas Manor Elementary School	7900 Jersey St.
133	Loma Terrace Elementary School	8200 Ryland Ct.
134	Loma Terrace Elementary School	8200 Rayland Ct.
135	Marian Manor Elementary School	8300 Forest Haven Ct.
136	Pasodale Elementary School	8253 McElroy Ave.



137	Alicia R. Chacon School	221 Prado Rd.
138	Valley View Middle School	8660 North loop Dr.
139	Robert F. Kennedy Pre-K Center	9009 Alameda Ave.
140	Capistrano Elementary School	240 Mecca Dr.
141	LaBarron Park Elementary School	920 Burgundy Dr.
142	Del Valle High School	950 Bordeaux Dr.
143	Lancaster Elementary School	9230 Elgin Dr.
144	Pavo Real Rec. Center	9301 Alameda Ave.
145	South Loop Elementary School	520 Southside Rd.
162	Scottsdale Elementary School	2901 McRae Blvd.
164	Bonham Elementary School	7024 Cielo Vista Dr.
165	Lujan Chavez Elementary School	2200 Sun Country Dr

## **EXHIBIT B**

### **EARLY VOTING BY PERSONAL APPEARANCE**

**August 25, 2004 – First Day of Early Voting**

**September 7, 2004 - Last Day of Early Voting**

- a) Bassett Center, 6101 Gateway West (9:00am - 6:00pm) (M-F\*)
- b) Burgess Library, 9600 Dyer (9:00am - 6:00pm) (M-F\*)
- c) Carolina Recreation Center, 563 N. Carolina (9:00am - 6:00pm) (M-F\*)
- d) Courthouse, 500 E. San Antonio Ave. (8:00am - 5:00pm) (M-F\*)
- e) Promenade Shopping Strip, 7500 N. Mesa (9:00am - 6:00pm) (M-F\*)
- f) Festival Crossing Shopping Strip, 5380 N. Mesa, #108 (9:00 am – 6:00pm) (M-F\*)
- g) Irving Schwartz Library, 1865 Dean Martin (9:00 am – 6:00pm) (M-F\*)

\*Excluding legal holiday, Monday, September 6, 2004.

### **DAYS AND HOURS**

August 25 – August 27, 2004 (Wed. – Fri.) 9:00 a.m. – 6:00 p.m.

Courthouse 8:00 a.m. – 5:00 p.m.

August 30 & 31, 2004 (Mon., Tues.) 9:00 a.m. – 6:00 p.m.

Courthouse 8:00 a.m. – 5:00 p.m.

September 1 – September 3, 2004 (Wed. – Fri.) 9:00 a.m. – 6:00 p.m.

Courthouse 8:00 a.m. – 5:00 p.m.

September 7, 2004 (Tues.) 9:00 a.m. – 6:00 p.m.

Courthouse 8:00 a.m. – 5:00 p.m.